

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 2003-32-E - ORDER NO. 2003-715  
DECEMBER 17, 2003

IN RE: Joint Petition of South Carolina Electric &        ) ORDER APPROVING  
Gas Company and Palmetto Electric                    ) AGREEMENT ✓  
Cooperative, Inc. for Reassignment of Certain        )  
Territory in Beaufort County.                         )

This matter comes before the Public Service Commission of South Carolina (“the Commission”) on the Petition of South Carolina Electric & Gas Company (“SCE&G”) and Palmetto Electric Cooperative, Inc. (“Palmetto”) for approval of an Agreement for the reassignment of certain territory located in Beaufort County, South Carolina. At issue is the reassignment of three tracts of property located in Beaufort County known as Old Field, Old Carolina, and Woodbridge comprising a total of approximately 267 acres of land.

FINDINGS OF FACT

1. SCE&G and Palmetto have agreed to the reassignment of territory for three tracts of land in Beaufort County, South Carolina and request that the Commission reassign the following territory:

- a. Approximately 145 acres in the Southwest corner of what is referred to as the “Old Field” tract formerly assigned to Palmetto to SCE&G;
- b. Approximately 75.2 acres in the Southwest corner of what is referred to as the “Old Carolina” tract formerly assigned to SCE&G to Palmetto;

c. Approximately 47 acres in the southern portion of what is referred to as the “Woodbridge” tract formerly assigned to SCE&G to Palmetto.

2. We find and accept the delineation of the tracts to be reassigned as shown in Exhibits A and B of the Joint Petition for Reassignment filed with the Commission in this matter by SCE&G and Palmetto.

3. We find that the requested reassignment of territory requested by SCE&G and Palmetto to be in the best interest of the public.

#### CONCLUSIONS OF LAW

1. SCE&G is a public utility within the jurisdiction of the Commission and is, further, an electric supplier as defined by the Territorial Assignment Act, South Carolina Code Ann. Section 58-27-610, *et seq.* (1976 and Supp. 2002).

2. Palmetto is subject to the limited jurisdiction of this Commission as an electric supplier pursuant to the Territorial Assignment Act.

3. Upon an agreement between the affected electric suppliers, this Commission has the authority to reassign portions of service areas previously assigned to those suppliers. S.C. Code Ann. Section 58-27-650 (Supp. 2002).

4. Finding that it is in the best interest of the public convenience and necessity to do so, the Commission authorizes the requested territory reassignment.

#### CONCLUSION

Wherefore, based on the above stated findings of fact and conclusions of law, the Commission hereby ORDERS the following territorial reassignment:

a. Approximately 145 acres in the Southwest corner of what is referred to as the “Old Field” tract formerly assigned to Palmetto to SCE&G;


b. Approximately 75.2 acres in the southern portion of what is referred to as the “Old Carolina” tract formerly assigned to SCE&G to Palmetto;

c. Approximately 47 acres in the Southwest corner of what is referred to as the “Woodbridge” tract formerly assigned to SCE&G to Palmetto.


Further, detailed maps identifying the pertinent aspects of the territory reassigned have been filed with the Commission as Exhibits A and B of the Joint Petition for Reassignment. While the size of the maps prevent copies of the maps from accompanying this Order, the Commission hereby ORDERS that these maps, delineated as Exhibits A and B of the Joint Petition for Reassignment, shall be maintained with the territorial assignment maps and dockets in the Utilities Department of the Commission to reflect amendment of the territorial assignment maps by the reassignments approved by this Order.

This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

  
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Mignon L. Clyburn, Chairman

ATTEST:

  
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Bruce F. Duke, Acting Executive Director

(SEAL)